

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

DECISION AND ORDER

05-CR-6108L

v.

ANDRE HEMINGWAY,

Defendant.

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Defendant pleaded guilty on May 3, 2007 and sentencing is currently scheduled for August 14, 2007. Pursuant to the plea agreement, defendant is to receive a sentence of 121 months imprisonment pursuant to FED. R. CRIM. P. 11(e)(1)(C).

At the time of the plea, Hemingway requested release pending sentence or a furlough. The motion is denied.

Hemingway was previously released but because of several violations, a petition to revoke his release was filed and the defendant did not contest it. Because of the nature of the violations, and the nature of the crime and the lengthy sentence, defendant's motion for a furlough is denied.

IT IS SO ORDERED.



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DAVID G. LARIMER  
United States District Judge

Dated: Rochester, New York  
May 23, 2007.